

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MINNESOTA

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In Re: Erin Marie Clark

Chapter 13  
Case No. 22-31273

Debtor(s).

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**NOTICE OF HEARING AND MOTION  
TO WITHDRAW AS DEBTOR(S) ATTORNEY**

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TO: THE COURT, UNITED STATES TRUSTEE, TRUSTEE, AND ALL DEBTORS  
CREDITORS:

1. Wesley W. Scott, attorney for the above-named debtor(s) moves the Court for the relief requested below and gives notice of hearing.

2. The Court will hold a hearing on this motion at February 21, 2023 at 2:00 pm. The hearing will be conducted TELEPHONICALLY. Please dial 1-888-684-8852 to call in for the hearing. When prompted, enter access code: 5988550. When prompted, enter security code: 0428. Any person wanting to appear in person must contact Judge Fisher's Courtroom Deputy at 651-848-1061 at least 48 hours prior to the hearing. .

3. Any response to this motion must be filed and delivered not later than February 16, 2023, which is five days before the time set for the hearing (including Saturdays, Sundays and legal holidays). **UNLESS A RESPONSE OPPOSING THE MOTION IS TIMELY FILED, THE COURT MAY GRANT THE MOTION WITHOUT A HEARING.**

4. This Court has jurisdiction over this motion pursuant to 28 U.S.C. §§ 157 and 1334, Bankruptcy Rule 5005 and Local Rule 9010-3(e). This motion is filed under Local Rule 9010-3(e); for professional and ethical reasons, Movant requests an Order allowing debtor(s) attorney

to withdraw from representation of debtor(s) in the above bankruptcy case. This proceeding is a core proceeding. The petition commencing this Chapter 13 case was filed on August 10, 2022.

The case is now pending in this Court.

Dated: February 3, 2023

Life Back Law, P.A.

/e/ Wesley W. Scott  
Wesley W. Scott  
Attorney for Debtors 13  
7<sup>TH</sup> Avenue South St.  
Cloud, MN 56301  
(320) 252-0330  
Wes@lifebacklaw.com

### VERIFICATION

I, Wesley W. Scott, the movant named in the foregoing Notice of Hearing and Motion for permission to withdraw as attorney for debtor(s), declare under penalty of perjury that the foregoing is true and correct according to the best of my knowledge, information and belief.

Dated:

/e/ Wesley W. Scott

Attorney for Debtor(s)

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MINNESOTA

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In Re:  
Erin Marie Clark

Case No. 22-31273  
Chapter 13

Debtor(s).

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**MEMORANDUM OF LAW**

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Local Rule of the United States Bankruptcy Court for the District of Minnesota 9010-3(e)(2)  
is written in pertinent part to provide that:

...An attorney in a bankruptcy case whose employment was subject to approval by the court, an attorney for any party in an adversary proceedings, or an attorney for a debtor in a Chapter 7 or 13 case who wishes to withdraw without a substitution of attorney shall make a motion for leave to withdraw".

Debtor(s), Erin Marie Clark, hired movant as her attorney on or about August 9, 2022.

Subsequent to hiring movant as her bankruptcy attorney, movant's office prepared a bankruptcy petition, which was signed by Erin Marie Clark and was filed on August 10, 2022. There has been no substitution of attorney on behalf of the debtor(s).

For professional and ethical reasons, pursuant to Local Rule of the United States Bankruptcy Court for the District of Minnesota 9010-3(e)(2) movant respectfully requests an Order granting permission to withdraw as attorney for Erin Marie Clark

Dated: February 3, 2023

Life Back Law, P.A.

/e/ Wesley W. Scott  
Wesley W. Scott Attorney for Debtors  
13 7TH Avenue South  
St. Cloud, MN 56301  
(320) 252-0330  
Wes@lifebacklaw.com

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MINNESOTA

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In Re:

Erin Marie Clark

Debtors.

Case No: 22-31273  
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**ORDER**

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This matter came on for hearing before the undersigned bankruptcy Judge on the 21st day of February, 2023.

Upon the Motion of debtors' attorney, and the documents of record herein, and the Court being fully advised in the premises.

IT IS ORDERED:

That debtors attorney, Wesley W. Scott, is hereby granted permission to withdraw as attorney for the above-named debtors, Erin Marie Clark.

Dated: \_\_\_\_\_

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William J. Fisher  
United States Bankruptcy Judge

Label Matrix for local noticing

0864-3

Case 22-31273

District of Minnesota

St Paul

Fri Feb 3 14:29:43 CST 2023

Andrew J. Pulkrabek

c/o Robin Williams

333 Washington Avenue N, #300

Minneapolis MN 55401-1353

St Paul

200 Warren E. Burger Federal Building

and U.S. Courthouse

316 N Robert St

St Paul, MN 55101-1495

Andrew Pulkrabek

c/o Robin Williams

333 Washington Avenue N. #300

Minneapolis MN 55401-1353

Amer Cr Acpt

961 E Main St

Spartanburg SC 29302-2185

Capital Bank N.A.

2275 Research Blvd. Ste 600

Rockville MD 20850-6238

Internal Revenue Service

Centralized Insolvency

PO Box 7346

Philadelphia PA 19101-7346

MN Dept of Revenue

Attn: Denise Jones

PO Box 64447

Saint Paul MN 55164-0447

(p)MOHELA

CLAIMS DEPARTMENT

633 SPIRIT DRIVE

CHESTERFIELD MO 63005-1243

Sunrise Banks

Attn: Bankruptcy

200 University Avenue West

Saint Paul MN 55103-2075

US Trustee

1015 US Courthouse

300 S 4th St

Minneapolis, MN 55415-3070

Wells Fargo Bank N.A., d/b/a Wells Fargo Aut

PO Box 130000

Raleigh, NC 27605-1000

Erin Marie Clark

1500 Circle Drive

Burnsville, MN 55337-2312

Gregory A Burrell

100 South Fifth Street

Suite 480

Minneapolis, MN 55402-1250

Wesley W. Scott

LifeBack Law Firm, PA

13 Seventh Ave S

St Cloud, MN 56301-4259

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g) (4).

MOHELA

Attn: Bankruptcy

633 Spirit Drive

Chesterfield MO 63005

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u)Andrew J. Pulkrabek

End of Label Matrix

Mailable recipients 14

Bypassed recipients 1

Total 15

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MINNESOTA**

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**UNSWORN CERTIFICATE OF SERVICE**

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I, Julie Sypnieski, declare under penalty of perjury that on February 3, 2023 she caused to be served the Notice of Hearing and Motion for Leave to Withdraw as Debtors Attorney and Memorandum via the CM/ECF system to those parties requesting electronic notification and upon all parties in interest at the addresses set forth in the exhibit which is attached hereto and on the debtors, by first class mail:

Dated: February 3, 2023

/e/ Julie Sypnieski  
Julie Sypnieski  
Life Back Law , P.A.